

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

SMARTDESKS, INC., ET AL.

*

V.

* CIVIL NO. MJG-05-3456

CBT SUPPLY, INC., ET AL.

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O R D E R

The Court held a telephonic hearing on August 30, 2007 to address issues arising from Plaintiffs' Motion to Enlarge Scheduling Order Re: Expert Witness Disclosures (Docket No. 209) and Defendants' Motion for Order on ESI Discovery Issues and Depositions (Docket No. 215).

The Court hereby ORDERS THAT:

1. Plaintiffs shall submit to the Court by September 4, 2007:
 - a. All documents showing that Plaintiffs have continuously requested that Defendants provide all financial data in native format and applications, with all metadata intact.
 - b. An affidavit from Plaintiffs' financial expert, Edward Donahue, demonstrating specifically:
 - I. what documents Plaintiffs need in native format and applications, with all metadata intact, and
 - ii. why Plaintiffs have a particularized need for these documents in native format and applications, with all metadata intact.
2. Plaintiffs shall provide to Defendants by September 4, 2007

a copy of Peter Stengel's Workspaces-Resources website from 1996 in native format and with preserved metadata.

3. Defendants shall submit to the Court by September 5, 2007, any response to Plaintiffs' September 4, 2007 submissions.
 4. The parties will meet and confer regarding remaining ESI issues on September 5, 2007. The parties will inform this Court of the results of this meeting by September 10, 2007.
- It is so ORDERED this 31st day of August, 2007.

/s/
Susan K. Gauvey
United States Magistrate Judge